

**IN THE HIGH COURT OF PUNJAB AND HARYANA
AT CHANDIGARH**

Sr.No.108

Civil Writ Petition No.4644 of 2021

Date of Decision: 26th February, 2021.

Davinder

...Petitioner

Versus

State of Haryana & Others

...Respondents

(Heard through Video-Conferencing)

CORAM: HON'BLE MRS. JUSTICE MEENAKSHI I. MEHTA

Present: Mr. S.K. Malik, Advocate,
for the petitioner.

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MEENAKSHI I. MEHTA, J. (ORAL)

By way of this petition, the petitioner has sought the indulgence of this Court for issuance of a writ in the nature of mandamus directing the respondents to grant her the benefit of annual increment on 01.07.2009 while counting the period of extra-ordinary leave availed by her for pursuing higher studies and to re-fix her salary on 01.07.2009 and also to release the arrears thereof along-with interest thereon at the rate of 18% per annum. She has also made a further prayer for issuing direction to the respondents to consider and decide her legal notice dated 16.12.2020 (Annexure P-8), while averring that she had availed extra-ordinary leave for pursuing the higher studies but however, the respondents have not counted the said period for extending annual increment to her and to re-fix her salary accordingly and the said legal notice, as served by her to the respondents for claiming the afore-mentioned relief, has not yet been decided by them.

Notice of motion.

Mr. S.S.Pannu, Deputy Advocate General, Haryana, who has joined the proceedings in pursuance of the copies of this petition having been sent to the respondents-State in advance, accepts notice on behalf of all the respondents.

Heard.

Learned counsel for the petitioner submits that the petitioner would be satisfied in case a direction is issued to respondent No.2 to look into and decide her afore-said legal notice dated 16.12.2020 (Annexure P-8) within some specific time-frame.

Learned State counsel has no objection for the same.

Keeping in view the afore-mentioned limited prayer of learned counsel for the petitioner and without commenting upon the merits of the matter in hand, the present writ petition is hereby disposed of with a direction to respondent No.2-Director, Elementary Education, Haryana, to look into the said legal notice of the petitioner dated 16.12.2020 (Annexure P-8) and to decide/deal with the same in accordance with law/Rules, within a period of three months from the date of receipt of the certified copy of this order.

This petition stands disposed of accordingly.

(MEENAKSHI I. MEHTA)
JUDGE

26.02.2021.
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Whether speaking/reasoned?	Yes/No
Whether Reportable?	Yes/No